



Atty. Docket No.: 21715/1010

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Pelletier, et al.  
Serial No.: 09/689,952  
Filed: October 12, 2000  
Entitled: COMPOSITIONS AND METHODS  
INVOLVING AN ESSENTIAL  
STAPHYLOCOCCUS AUREUS  
GENE AND ITS ENCODED  
PROTEIN

Examiner: C.M. Kam

Group Art Unit: 1653

Conf. No.: 7855

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a**

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Brenda M. Woods

Name of Person Mailing Paper

*Brenda M. Woods*

Signature of Person Mailing Paper

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Supplemental Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents in the list.

Applicants submit that, pursuant to CFR § 1.98(e)(1), the cited reference was first cited against the corresponding Australian Patent Application on November 13, 2003, no more than three (3) months prior to the filing of the present Supplemental Information Disclosure Statement. Because this reference is being filed within three (3) months of receipt of the enclosed, no fee is believed to be due.

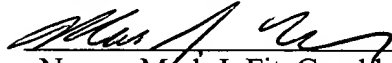
Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

Serial No.: 09/689,952  
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Page 2

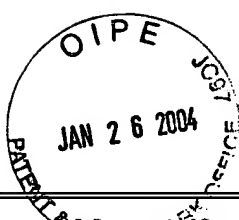
Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Date: January 22, 2004

Respectfully submitted,



Name: Mark J. FitzGerald  
Registration No.: 45,928  
Palmer & Dodge LLP  
111 Huntington Avenue  
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USPTO Form 1449 Patent and Trademark Office <b>INFORMATION DISCLOSURE STATEMENT</b>				Attorney Docket No. 21715/1010		Serial No. 09/689,952		
				Applicant(s): Pelletier, et al.				
				Filing Date: October 12, 2000		Group: 1653		
<b>U.S. PATENT DOCUMENTS</b>								
Examiner Initial		Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)	
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initial		Document No.	Publication Date	Country	Class	Subclass	Translation	
							YES	NO
<b>OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)</b>								
	1.	Franken, M. et al., (1996), "Comparative Analysis Identifies Conserved Tumor Necrosis Factor Receptor-Associated Factor 3 Binding Sites in the Human and Simian Epstein-Barr Virus Oncogene LMP1", <i>Journal of Virology</i> , 70(11):7819-7826.						
EXAMINER					DATE CONSIDERED			
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.</small>								
<small>**Copies of references not provided at the time of this submission.</small>								



*Enate*

*1653*

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**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Supplemental Information Disclosure Statement;
2. Form PTO-1449;
3. Copies of Cited References; and
4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 21715/1010. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: January 22, 2004

*Mark J. Fitzgerald*

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